

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ALABAMA
MIDDLE DIVISION

FILED
03 SEP 18 AM 10:13
U.S. DISTRICT COURT
N.D. OF ALABAMA

AARON LEWIS MCELROY,

Petitioner,

v.

SHERIFF JAMES HAYES and
THE ATTORNEY GENERAL OF
THE STATE OF ALABAMA,

Respondents.

CIVIL ACTION NO. 03-C-1182-M

ENTERED
SEP 18 2003

MEMORANDUM OF OPINION

The court has considered the entire file in this action together with the Magistrate Judge's Report and Recommendation and has reached an independent conclusion that the Magistrate Judge's Report and Recommendation is due to be adopted and approved. The court hereby adopts and approves the findings and recommendation of the magistrate judge as the findings and conclusions of the court. In accord with the recommendation, this petition for writ of habeas corpus is due to be dismissed without prejudice.

An appropriate order will be entered.

DONE, this 17th day of September, 2003.



U. W. CLEMON
CHIEF UNITED STATES DISTRICT JUDGE

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